

APPROVED: Meeting No. 41-95

ATTEST: *Paula S. Jewell*

MAYOR AND COUNCIL  
ROCKVILLE, MARYLAND  
Meeting No. 28-95

May 15, 1995

The Mayor and Council of Rockville, Maryland, convened in Public Hearing in the Council Chamber, Rockville City Hall, 111 Maryland Avenue, Rockville, Maryland, on May 15, 1995, at 7:34 p.m.

PRESENT

Mayor James F. Coyle

Councilmember Robert E. Dorsey

Councilmember James T. Marrinan

Councilmember Rose G. Krasnow

Councilmember Nina A. Weisbroth

In attendance: Acting City Manager Rick Kuckkahn, City Clerk Paula Jewell and City Attorney Paul Glasgow.

Re: Public Hearing - Annexation  
Petition ANX95-0120, Rock  
Creek Associates B, et al,  
(Trammell Crow), Petitioners.

The Mayor and Council conducted a public hearing on the proposed annexation and I-5 Office/Research and Development zoning of 95.53 acres of land located north of Gude Drive, east of Frederick Road, and east of Crabbs Branch Way. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing to be closed at 8:05 p.m., with the record remaining open until June 12, 1995.

Re: Public Hearing - Text  
Amendment Application TXT95-  
0146, Rock Creek Associates B,  
et al., c/o Miller, Miller &  
Canby.

The Mayor and Council conducted a public hearing on the Text Amendment Application to amend the Zoning Ordinance to create a new Office/Research and Development Zone (I-5). The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing to be closed at 8:17 p.m., with the record remaining open until June 12, 1995.

Re: Public Hearing - Exploratory  
Application RTH95-0015, GB  
Builders and Developers.

The Mayor and Council conducted a public hearing on the Exploratory Application for 31 residential townhouses located at 2291 Baltimore Road. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing to be closed at 8:50 p.m., with the record remaining open until June 12, 1995.

Re: Public Hearing - Ordinance  
amending Chapter 8 of the  
Rockville City Code entitled  
"Elections."

The Mayor and Council conducted a public hearing on the proposed Ordinance to amend Chapter 8 of the Rockville City Code, entitled "Elections" so as to amend the definition of "Political Committee" to clarify that citizen associations holding

candidate forums are not considered political committees; to amend the reporting requirements so as to increase the contribution and expenditure limits and to reduce the number of required filings; to amend the penalty provisions so as to make violations of certain sections of the ordinance misdemeanors and other violations municipal infractions and to modify and clarify provisions pertaining to the ineligibility of persons guilty of certain violations from holding public office; and to make certain other related changes.

The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other persons wishing to be heard, the Mayor declared the hearing to be closed at 9:35 p.m., with the record remaining open until May 22, 1995.

Re: Citizens Forum

There were no citizens who wished to address the Mayor and Council during this period.

Re: FYI/Correspondence

1. Councilmember Krasnow noticed that Fleet Street was officially open and drivers seemed to hesitate and stop at Richard Montgomery Drive when they should continue through the intersection. Mr. Kuckkahn said normally it took time for drivers to become accustomed to changed traffic patterns; however he said that staff would watch this to see if signage was needed.

2. Councilmember Krasnow commented that she heard the Senior Prom for senior citizens at Bullis School was a success and she congratulated Karen Lumpkin for organizing the event. Mayor Coyle announced that Estelle Berberian was chosen as Prom

Queen and Chico Gonzales was chosen as Prom King.

3. Councilmember Marrinan noted that the Planning Commission issued two use permits; one for the old Miller Buick property at 300 N. Washington Street for a new grocery store to be located there. The second use permit is to remodel the Free State Gas Station at 510 Hungerford Drive. Mr. Marrinan said there had been safety concerns raised about the Free State Gas Station, and he hoped the use permit process would address the issues of traffic backing up onto Hungerford.

4. Councilmember Marrinan mentioned that the County Council postponed a decision on the County Executive's recommendation to build a new jail in Clarksburg in order to study financial and logistical implications of the Clarksburg recommendation and to re-review the site selection including the possible expansion of the current Detention Center on Seven Locks Road in Rockville. Mr. Marrinan said he understood the need to examine the many financial implications of a single jail site in Clarksburg and explore the future possible uses of the Seven Locks site if it was no longer to be used as a Detention Center; however he had some concerns. If the re-review of the 1989 site selection analysis determined another site other than Clarksburg, it would be impossible to study the many implications of the new site in addition to holding public hearings in the limited four month period allowed. The County's Council's CIP program takes six years to complete a major construction project and if a decision is not reached by September 1995, another year will pass without a decision and the current outdated and overcrowding Seven Locks facility will have to remain in operation. He said there would also be the question of continued state funding for part of the construction costs of the new jail; funding which

has been set aside for five years as the issue was debated. Mr. Marrinan said it was reasonable to ask whether the County will remain patient or reallocate the funds for some other use. The County Council promised a definitive decision in September, but Mr. Marrinan said he was skeptical that they will meet the new schedule if a new site is identified for the new jail, and there would be implications for the continued operations of the Seven Locks site.

The second concern is the County Council's intent to look at the possible expansion of the current Seven Locks Detention Center. In 1990, when the Rockville Planning Commission approved modular additions as a temporary measure to handle a sudden increase in inmates, the County promised the City that they would not request further expansion of Seven Locks and would accelerate their efforts to build a new facility elsewhere. Mr. Marrinan said the issue was frustrating and it was a major breach of faith to be considering another expansion of Seven Locks. He requested that City staff carefully monitor the County government's actions over the next four months and keep the many civic and homeowner groups in Rockville aware of the County's actions. He said the City has worked well with the County to address many issues of mutual interest, but on this issue the City has been disappointed.

Councilmember Krasnow said she attended a County Council meeting on May 12 where the issue was discussed; she expressed appreciation to Councilmembers Gail Ewing and Bill Hanna who strongly espoused the City's viewpoints on the issue.

Mayor Coyle suggested the City go on record again to clearly state that expansion of the facility would not be an acceptable and the City would take whatever steps necessary to prevent the County from doing so.

Re: Next Meeting

The Mayor and Council will meet in Worksession on Tuesday, May 16, 1995 at 7:30 p.m., to discuss the proposed FY96 Budget, and to meet with representatives of Peerless Rockville and the Southern Christian Leadership Conference.

Re: Adjournment

There being no further business to come before the Mayor and Council, the meeting was adjourned at 9:55 p.m., to reconvene in Worksession on Tuesday, May 16, 1995.